

ORDINANCE NO. 2002-3364

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING MIAMI BEACH CITY CODE CHAPTER 2, DIVISION 3 ENTITLED "LOBBYISTS" BY CREATING SECTION 2-485A ENTITLED "PROHIBITED LOBBYING ACTIVITIES" PROSCRIBING CERTAIN REPRESENTATIONS OF THIRD PARTIES BY CITY LOBBYISTS; PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA:

SECTION 1. That Miami Beach City Code Chapter 2 entitled "Administration", Division 3 entitled "Lobbyists", is hereby amended via the creation of a Section 2-485A entitled "Prohibited lobbying activities" to read as follows:

Sec. 2-485A. Prohibited lobbying activities.

Any person or entity retained as a lobbyist by the City of Miami Beach is prohibited from lobbying any City officer, departmental personnel or employee in connection with any judicial or other proceeding, application, RFP, RFQ, RFLI, bid, request for ruling or other determination, contract or controversy on behalf of a third party for the length of the contract or other agreement between the lobbyist and the City of Miami Beach. This prohibition shall not be construed to prohibit the person or entity retained as a lobbyist by the City of Miami Beach from lobbying City personnel in connection with said lobbyist's attempt to obtain renewal of its lobbyist services contract with the City.

SECTION 2. REPEALER

All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

SECTION 3. SEVERABILITY

If any section, sentence, clause or phrase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this ordinance.

SECTION 4. CODIFICATION.

It is the intention of the Mayor and City Commission of the City of Miami Beach, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of the City of Miami Beach, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section", "article," or other appropriate word.

SECTION 5. EFFECTIVE DATE

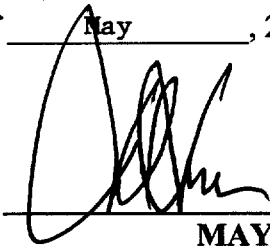
This Ordinance shall take effect the 18th day of May, 2002.

PASSED and ADOPTED this 8th day of May, 2002.

ATTEST:



CITY CLERK




MAYOR

(Requested by Commissioner Matti Bower and Co-sponsored by Commissioners Simon Cruz, Jose Smith and Richard Steinberg)

Shaded language reflects changes between first and second reading.

JKO/kw
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**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**

 4-18-02

City Attorney Date

OFFICE OF THE CITY ATTORNEY

City of Miami Beach

F L O R I D A



MURRAY H. DUBBIN
City Attorney

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COMMISSION MEMORANDUM

DATE: MAY 8, 2002

TO: MAYOR DAVID DERMER,
MEMBERS OF THE CITY COMMISSION

FROM: MURRAY H. DUBBIN
CITY ATTORNEY

SECOND READING
PUBLIC HEARING

SUBJECT: AMENDMENTS TO MIAMI BEACH CITY CODE, CHAPTER 2, DIVISION 3,
GOVERNING "LOBBYISTS".

Pursuant to discussion held by the Miami Beach City Commission at its March 20, 2002 meeting, attached are three proposed amendments to the City Code governing lobbyists. Specifically, these proposals would 1) require the annual disclosure of lobbyists' compensation; 2) prohibit certain representations by lobbyists of third parties; and 3) prohibit lobbyist contingency fees.

The attached ordinances are in proper form and ready for City Commission review.

JKO/kw
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Attachments

Agenda Item RSC

Date 5-8-02